

REMARKS

At page 2 of the Office Action, the Examiner indicates that claim 6 is allowed. At page 6 of the Office Action, the Examiner indicates that claim 3 is "objected to".

Claims 1, 2, 4 and 5 have been cancelled without prejudice or disclaimer. "Objected to" claim 3 has been rewritten into independent form to be in condition for allowance.

Claims 3 and 6 are currently pending and under consideration. Reconsideration is respectfully requested.

I. REJECTION UNDER 35 U.S.C 112, FIRST PARAGRAPH:

At page 3 of the Office Action, the Examiner asserts that support for the feature, "said conditions indicating at least whether data evacuation is necessary," as now recited in amended claim 3, for example, is not found in the specification. The Applicants respectfully submit that support for this feature can be found at paragraphs [00247] and [00252] of the specification of the present invention. Therefore, it is respectfully submitted that the 112 rejection is overcome.

II. CONCLUSION:

In view of the foregoing amendments and remarks, it is respectfully submitted that each of the claims patentably distinguishes over the prior art, and therefore, defines allowable subject matter. A prompt and favorable reconsideration of the rejection along with an indication of allowability of all pending claims are therefore respectfully requested.

If there are any additional fees associated with filing of this Amendment, please charge the same to our Deposit Account No. 19-3935.

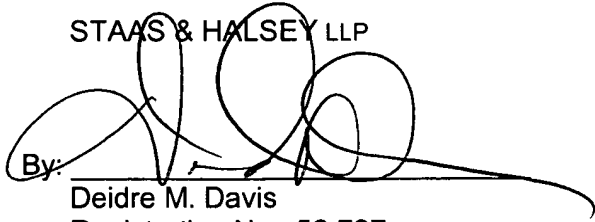
Respectfully submitted,

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11/16/2006

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